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July 1, 2004

July 1, 2004

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PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

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Application Number

TRANSMITTAL FORM

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Total Number of Pages in This Submission

December 12, 2001 **Filing Date** Michael D. Hooven **First Named Inventor** 3739 Group Art Unit Rosiland S. Rollins **Examiner Name** (HOOV 116) 0320-0016 Attorney Docket Number

10/015,303

| | ENCLOSURES (check | call that apply) | | |
|---|---|---|--|--|
| Fee Transmittal Form Fee Attached Amendment / Reply | Assignment Papers (for an Application) Drawing(s) Licensing-related Papers Petition | After Allowance Communication to Group Appeal Communication to Board of Appeals and Interferences Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) | | |
| After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request | Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Address Terminal Disclaimer Request for Refund | Proprietary Information Second Status Letter Other Enclosure(s) (please identify below): - 1 Patent Publication - Certificate of Mailing | | |
| X Information Disclosure Statement | CD, Number of CD(s) | - Return Receipt Poscard - PTO/SB/08A (1 sheet) | | |
| Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 | By U.S. Postal Service Express Mail Label No. EV 459451638 US | | | |
| SIGNATU | I JRE OF APPLICANT, ATTORNEY, OR | RAGENT | | |
| Firm or Individual name Cook, Alex, McFarron, Manzo, Cummings & Mehler, Ltd. Gary W. McFarron, Esq. (Reg. No. 27,357) Signature Date July 1, 2004 | | | | |
| | CERTIFICATE OF MAILING | | | |

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Renée Barthel

Typed or printed name

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7-2-04

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PATENT

Attorney Docket No. (0320-0016) HOOV 116

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| In Re Application of: |) CERTIFICATE OF MAILING BY "EXPRESS MAIL" |
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| Michael D. Hooven | "Express Mail" Mailing Label No.: EV 459451638 US |
| Serial No.: 10/015,303 | Date of Deposit July 1, 2004 I hereby certify that this paper or fee is being deposited with |
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| Group Art No.: 3739 | Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450 |
| Examiner: Rosiland S. Rollins |) NAME Renée Barthel |
| For: TRANSMURAL ABLATION DEVICE |) SIGNATURE Renar Burthel |
| WITH THERMOCOUPLE FOR |) |
| MEASURING TISSUE TEMPERATURE |) |

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria VA 22313-1450

TENTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 C.F.R. §1.97, Applicant hereby calls the Examiner's attention to the document listed on the attached form, which the document may be material to the examination of this application. A copy of the document is enclosed herewith for the Examiner's consideration.

No inference should be drawn that any apparatus or method disclosed is equivalent to the subject invention. Also, the citation of the above-discussed document is not to be construed as an assertion that more pertinent art could not possibly be in existence. Citation of the documents herein is not to be construed as an admission that any subject matter disclosed in the documents

is necessarily within the inventive field of endeavor, that any disclosure is necessarily prior in time to a particular date which may be relevant to the instant patent application, and/or that any disclosure is otherwise necessarily prior art with respect to the instant invention.

Applicant also respectfully reserves the right to later set forth how the instant invention is distinguished over the disclosure of any document or other art, including the disclosure of the document discussed herein, that may be cited by the Examiner in rejecting a claim in the present patent application.

This Supplemental Information Disclosure Statement is being mailed after the mailing date of a first Office Action on the merits but before a final action or an action that closes prosecution. The cited information was first called to Applicant's attention in an Office Action dated June 16, 2004 in related Application Number 10/015,862 filed on December 12, 2001. Accordingly, pursuant to 37 C.F.R. § 1.97(e)(2), it is hereby stated: no item of this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the best knowledge of the person signing this certification after making a reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to filing of this information disclosure statement. Consequently, as provided in 37 C.F.R. §

1.97(c), a fee under §1.17(p) is <u>not</u> required for the filling of this information disclosure. However, if it is determined that an additional fee is required, then authorization is hereby granted to charge Deposit Account 50-1039 any additional fee required.

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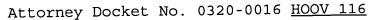
Respectfully submitted,

Date: July 1, 2004

Gary W. McFarron, Esq. Registration No. 27,357

> Cook, Alex, McFarron, Manzo, Cummings & Mehler, Ltd. 200 West Adams St., Suite 2850 Chicago, IL 60606 Telephone: (312) 236-8500

Attorneys for Applicant





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| Michael D. Hooven | "Express Mail" Mailing Label No.: EV 459451638 US |
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| Group Art No.: 3739 | Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 |
| Examiner: Rosiland S. Rollins) | NAME Renée Barthel |
| For: TRANSMURAL ABLATION DEVICE) WITH THERMOCOUPLE FOR) MEASURING TISSUE TEMPERATURE) | SIGNATURE Pena Banthe |

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- 6. Return Receipt Postcard.

| Name: R | enée <u>Barthel</u> | |
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| Signature: | Mai Ban | the |



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| Michael D. Hooven | "Express Mail" Mailing Label No.: EV 459451638 US |
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> Cook, Alex, McFarron, Manzo, Cummings & Mehler, Ltd. 200 West Adams St., Suite 2850 Chicago, IL 60606 Telephone: (312) 236-8500

Attorneys for Applicant

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Sheet 1

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

| Complete if Known | | |
|------------------------|----------------------|--|
| Application Number | 10/015,303 | |
| Filing Date | December 12, 2001 | |
| First Named Inventor | Michael D. Hooven | |
| Art Unit | 3739 | |
| Examiner Name | Rosiland S. Rollins | |
| Attorney Docket Number | 0320-0016 (HOOV 116) | |

| U. S. PATENT DOCUMENTS | | | | | | |
|------------------------|--------------|--|--------------------------------|--|---|--|
| Examiner Initials* | Cite No.1 | Document Number | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | |
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